

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

RICKY TEJADA,	:	No. 3:18cv1096
Plaintiff	:	
	:	(Judge Munley)
v.	:	
	:	(Magistrate Judge Carlson)
SUP'T. DELBALSO, <i>et al.</i>	:	
Defendants	:	

.....

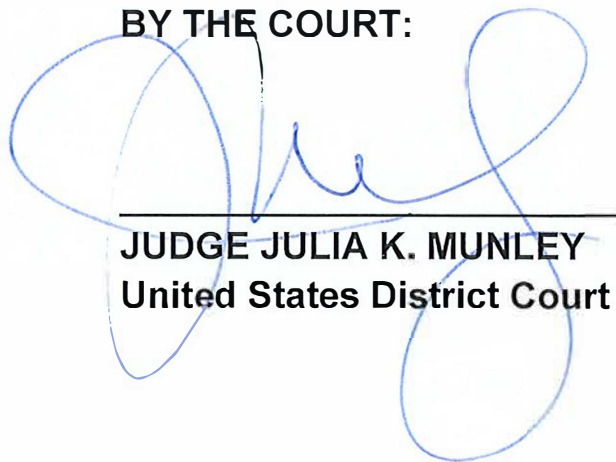
ORDER

AND NOW, to wit, this 15th day of May 2025, for the reasons set forth in an accompanying memorandum, it is hereby **ORDERED** that:

- 1) Plaintiff Ricky Tejada's motion for reconsideration/appeal of an order denying his motion for reimbursement of service costs (Doc. 330) is **DENIED**;
- 2) Plaintiff's objections to the Report and Recommendation ("R&R") of Magistrate Judge Martin C. Carlson (Doc. 328) are **OVERRULED**;
- 3) The R&R (Doc. 327) is **ADOPTED** in full;
- 4) Defendants' second motion for summary judgment (Doc. 304) is **GRANTED** in part and **DENIED** in part;
- 5) Defendants' motion is **GRANTED** with respect to plaintiff's state law assault and battery claims;

- 6) Defendant's motion is **GRANTED** with respect to any conspiracy claim lodged against Defendant CO Thoryk;
- 7) Defendant's motion is **GRANTED** with respect to plaintiff's claims against Defendants Superintendent DelBalso, Lieutenant Biscoe, and Grievance Coordinator Hinman;
- 8) Summary judgment is hereby entered in favor of Defendants Superintendent DelBalso, Lieutenant Biscoe, and Grievance Coordinator Hinman on plaintiff's claims;
- 9) Defendant's second motion for summary judgment is **DENIED** in all other respects; and
- 10) This matter is remanded to a United States Magistrate Judge to address the remaining defendants' assertions related to exhaustion of administrative remedies (Doc. 270) and for further pre-trial management.

BY THE COURT:



JUDGE JULIA K. MUNLEY
United States District Court